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DIGEST OF OTHER RECENT VIRGINIA DECISIONS.

Supreme Court of Appeals.

Note.—In this department we give the syllabus of every case decided by the Virginia Supreme Court of Appeals, except of such cases as are reported in full.

TYSOR et ux. v. ADAMS.

March 12, 1914.

[81 S. E. 76.]

Deeds (§ 19*)—Consideration—Support—Breach of Condition.—Complainant, an old man, having conveyed his house to defendants, on condition that he was to make it his home with them, and be there supported and cared for by them during his life, is entitled to cancellation of the deed; they having not only treated him harshly but moved away, leaving him alone, even if they invited him to go with them.

[Ed. Note.—For other cases, see Deeds, Cent. Dig. § 38; Dec. Dig. § 19.* 11 Va.-W. Va. Enc. Dig. 893; 15 Va.-W. Va. Enc. Dig. 872.]

Appeal from Circuit Court of City of Norfolk.

Suit by Charles E. Adams, suing by his next friend, against L. W. Tysor and wife. Decree for complainant, and defendants appeal. Affirmed.

E. R. F. Wells, of Norfolk, for appellants.

R. Randolph Hicks, of Norfolk, for appellee.

WILLIAMS v. LIPHART.

March 12, 1914.

[81 S. E. 77.]

Bills and Notes (§ 318*)—Transfer—Defenses.—Plaintiff, being indebted to a corporation of which he was an officer, executed a demand note, payable to the order of the corporation, to cover the indebtedness, pursuant to a resolution of the board of directors that the note be executed for the amount due the company, with interest averaged at 6 per cent, with a further understanding that the note be subject to a monthly payment as curtail at the pleasure of the board of directors. Held that, the note being payable to order, it was necessarily transferable, and, the corporation having transferred it to defendant, the board lost all control over it, and had no

*For other cases see same topic and section NUMBER in Dec. Dig. & Am. Dig. Key No. Series & Rep'r Indexes.